

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL AND COMMUNITY DEVELOPMENT COMMISSION –
HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY**

May 5, 2015

The Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City was called to order at 6:08 p.m. by Mayor / Chairman Ron Morrison.

ROLL CALL

Council / Board members present: Cano, Mendivil, Morrison, Rios, Sotelo-Solis.
Administrative Officials present: Dalla, Deese, Denham, Duong, Manganiello, Parra, Raulston, Roberts, Rodriguez, Silva, Stevenson, Vergara, Williams, Ybarra.

PLEDGE OF ALLEGIANCE TO THE FLAG BY MAYOR RON MORRISON

PUBLIC COMMENTS

Rosie Budatin, National City, spoke about problems she has experienced in her neighborhood as a result of the street improvements done on 8th Street and suggested that there be more open communication with residents and businesses.

Ivan Amezola, representing Granger Junior High, extended an invitation to their Culture Fair to be held at the school on May 15th from 4:00 p.m. to 8:00 p.m.

CITY COUNCIL

PROCLAMATIONS

PROCLAMATION ADMIN (102-2-1)

1. Proclaiming May 7, 2015 as: National Day of Prayer

PROCLAMATION ADMIN (102-2-1)

2. Proclaiming May 17, 2015 thru May 23, 2015 as: National Public Works Week

PRESENTATIONS

COUNCIL MEETING PRESENTATIONS 2015 (102-10-10)

3. Employer Support for Guard and Reserves (ESGR) Seven Seals Award – Captain James Stiles. (Fire)

PRESENTATIONS (cont.)

COUNCIL MEETING PRESENTATIONS 2015 (102-10-10)

4. SDSU Sage Program Review and Impact. (Dean Geoffrey Chase and Dr. Jessica Barlow)

COUNCIL MEETING PRESENTATIONS 2015 (102-10-10)

5. ARTS (A Reason to Survive) Update. (Matt D'Arrigo)

COUNCIL MEETING PRESENTATIONS 2015 (102-10-10)

6. A Fair to Remember – 2015 San Diego County Fair Presentation

CONSENT CALENDAR

ADOPTION OF CONSENT CALENDAR. Item No. 7 (NCMC), Item No. 8 (Minutes), Item Nos. 9 through 12 (Resolution Nos. 2015-54 through 2015-57), Item Nos. 13 through 15 (TUP), Item Nos. 16 through 18 (Warrant Registers). Motion by Rios, seconded by Sotelo-Solis, to pull Item No. 12, and to approve the remainder of the Consent Calendar. Carried by unanimous vote.

MUNICIPAL CODE 2015 (506-2-30)

7. MOTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING THE WAIVING OF THE READING OF THE TEXT OF THE ORDINANCES CONSIDERED AT THIS MEETING AND PROVIDING THAT SUCH ORDINANCES SHALL BE INTRODUCED AND/OR ADOPTED AFTER A READING OF THE TITLE ONLY. (City Clerk)

ACTION: Approved. See above.

APPROVAL OF MINUTES

8. APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL AND COMMUNITY DEVELOPMENT COMMISSION – HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY OF APRIL 21, 2015. (City Clerk)

ACTION: Approved. See above.

EMERGENCY / DISASTER PLANNING ADMIN (301-1-1)

9. Resolution No. 2015-54. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING SUPPRESSION/SAFETY AND NON-SUPPRESSION PERSONNEL TO BE COMPENSATED PORTAL TO PORTAL FOR SERVICES RENDERED AT INCIDENTS, AS REQUESTED THROUGH THE CALIFORNIA FIRE ASSISTANCE AGREEMENT (CFAA). (Fire)

ACTION: Adopted. See above.

CONSENT CALENDAR (cont.)

CITY WIDE HOUSING ADMIN (303-4-1)

10. Resolution No. 2015-55. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY ACCEPTING THE 2015 SAN DIEGO REGIONAL ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE (AI), AND AUTHORIZING THE MAYOR TO EXECUTE A CERTIFICATION LETTER STATING THAT THE AI REPRESENTS NATIONAL CITY'S CONCLUSIONS ABOUT IMPEDIMENTS TO FAIR HOUSING CHOICE, AS WELL AS ACTIONS NECESSARY TO ADDRESS ANY IDENTIFIED IMPEDIMENTS. (Housing, Grants, and Asset Management Department)
ACTION: Adopted. See above.

PARKING & TRAFFIC CONTROL ADMIN 2015 (801-2-36)

11. Resolution No. 2015-56. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE INSTALLATION OF 60 FEET OF RED CURB "NO PARKING" ON THE NORTH SIDE OF E. 8TH STREET, EAST OF BURDEN DRIVE AND ADJACENT TO PARADISE VALLEY SEVENTH-DAY ADVENTIST CHURCH, TO ENHANCE VISIBILITY AND EGRESS ONTO E. 8TH STREET. (TSC 2015-05) (Engineering/Public Works)
ACTION: Adopted. See above.

CONTRACT (C2006-43)

12. Resolution No. 2015-57. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO EXECUTE A THIRD AMENDMENT TO THE AGREEMENT WITH OPPER & VARCO, LLP, TO INCREASE THE NOT-TO-EXCEED AMOUNT OF THE AGREEMENT BY \$80,000, FOR A TOTAL NOT TO EXCEED AMOUNT OF \$160,000 TO PROVIDE LEGAL SERVICES REGARDING ENVIRONMENTAL SITE CONDITIONS, REMEDIATION, REGULATORY ISSUES, AND CLOSURE PURSUANT TO THE DISPOSITION AND DISPOSITION AGREEMENT BY AND BETWEEN THE COMMUNITY DEVELOPMENT COMMISSION OF THE CITY OF NATIONAL CITY AND PARADISE CREEK HOUSING PARTNERS, LP. (City Attorney)
ACTION: No action taken.

TEMPORARY USE PERMITS 2015 (203-1-31)

13. Temporary Use Permit – Request from Granger Jr. High to use the City stage for the 11th Annual Granger Junior High Community Culture Fair on May 15, 2015. This is a co-sponsored event per Council Policy No. 804. (Neighborhood Services)
ACTION: Approved. See above.

CONSENT CALENDAR (cont.)

TEMPORARY USE PERMITS 2015 (203-1-31)

14. Temporary Use Permit – Lions Club 70th Annual Independence Day Carnival sponsored by the National City Host Lions Club at Kimball Park from July 1, 2015 to July 5, 2015. This is a City co-sponsored event per Council Policy No. 804. (Neighborhood Services)

ACTION: Approved. See above.

TEMPORARY USE PERMITS 2015 (203-1-31)

15. Temporary Use Permit – Movies in the Park on June 12th, July 10th, August 14th and September 11th, 2015 at various City locations from 6pm to 9:30pm. This is a National City sponsored event per Council Policy #804. (Neighborhood Services)

ACTION: Approved. See above.

WARRANT REGISTER JULY 2014 – JUNE 2015 (202-1-29)

16. Warrant Register #38 for the period of 03/11/15 through 03/17/15 in the amount of \$2,686,102.18. (Finance)

ACTION: Ratified. See above.

WARRANT REGISTER JULY 2014 – JUNE 2015 (202-1-29)

17. Warrant Register #39 for the period of 03/18/15 through 03/24/15 in the amount of \$1,202,667.44. (Finance)

ACTION: Ratified. See above.

WARRANT REGISTER JULY 2014 – JUNE 2015 (202-1-29)

18. Warrant Register #40 for the period of 03/25/15 through 03/31/15 in the amount of \$2,495,893.69. (Finance)

ACTION: Ratified. See above.

PUBLIC HEARINGS

BLOCK GRANT PROGRAM ADMIN 2015-2016 (406-1-30)

19. Final Public Hearing on the U.S. Department of Housing and Urban Development (HUD) Draft Five-Year Consolidated Plan for Program Years 2015 to 2019 and allocation of Fiscal Year (FY) 2015-2016 entitlement grant funds, program income, uncommitted funds, and funds remaining from completed projects to Community Development Block Grant (CDBG) and HOME Investment Partnerships (HOME) Program activities proposed for the FY 2016 Action Plan. (Housing, Grants, and Asset Management Department)

RECOMMENDATION: Conduct the Public Hearing.

TESTIMONY: None.

ACTION: Motion by Sotelo-Solis, seconded by Mendivil, to close the Public Hearing. Carried by unanimous vote.

NON CONSENT RESOLUTIONS

BLOCK GRANT PROGRAM ADMIN 2015-2016 (406-1-30)

20. Resolution No. 2015-58. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FIVE YEAR CONSOLIDATED PLAN FOR PROGRAM YEARS 2015 TO 2019 AND AUTHORIZING THE ALLOCATION OF FISCAL YEAR (FY) 2015-2016 ENTITLEMENT GRANT FUNDS, PROGRAM INCOME, UNCOMMITTED FUNDS, AND FUNDS REMAINING FROM COMPLETED PROJECTS TO COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOME INVESTMENT PARTNERSHIPS (HOME) PROGRAM ACTIVITIES PROPOSED FOR THE FY 2016 ACTION PLAN. (Housing, Grants, and Asset Management Department)

RECOMMENDATION: Approve the Consolidated Plan and Action Plan for the CDBG and HOME funding allocations from the sources identified in the Financial Statement.

TESTIMONY: None.

ACTION: Motion by Sotelo-Solis, seconded by Rios, to adopt the Resolution. Carried by unanimous vote.

Member Sotelo-Solis announced that she would be recusing herself during consideration of the next item due to the fact that her husband is a member of the Sweetwater School District Governing Board and that, while there is no statutory obligation to do so, after consulting legal counsel and in an abundance of caution she would not be participating.

Member Sotelo-Solis left the Chamber at 7:08 pm.

CONDITIONAL USE PERMITS 2015 (403-30-1)

21. Resolution No. 2015-59. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING A CONDITIONAL USE PERMIT FOR A CHARTER SCHOOL IN NATIONAL CITY PLAZA AT THE NORTHWEST CORNER OF EUCLID AND DIVISION AVENUES.

Continued from City Council Meeting of April 21, 2015 (Applicant: Diego Valley Public Charter, Inc.) (Case File 2014-21 CUP) (Planning)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: Robin Madaffer appeared on behalf of the applicant and spoke in support.

ACTION: Motion by Rios, seconded by Cano, to adopt the Resolution. Carried by the following vote, to-wit: Ayes: Cano, Mendivil, Morrison, Rios. Nays: None. Abstain: Sotelo-Solis. Absent: None.

Member Sotelo-Solis returned to the Chamber at 7:09 pm.

NON CONSENT RESOLUTIONS (cont.)

PARKING DISTRICT ADMIN (801-1-1)

22. Resolution No. 2015-60. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY TO ESTABLISH RESIDENTIAL PERMIT PARKING DISTRICT "K" ALONG THE EAST SIDE OF NATIONAL CITY BOULEVARD BETWEEN E. 14TH STREET AND E. 16TH STREET AND THE NORTH SIDE OF E. 16TH STREET BETWEEN NATIONAL CITY BOULEVARD AND "B" AVENUE. (TSC 2014-14) (Engineering/Public Works)

RECOMMENDATION: Establish Residential Permit Parking District "K."

TESTIMONY: Randy Williams appeared on behalf of the applicant and spoke in support of the district.

ACTION: Motion by Rios, seconded by Cano, to adopt the Resolution. Carried by unanimous vote.

EXPARTE Members Cano, Morrison, Rios and Sotelo-Solis disclosed that they had contact with the applicant prior to the meeting.

CONTRACT (C2015-15)

23. Resolution No. 2015-61. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY CONSENTING TO THE TERMINATION OF THE SAN DIEGO POOLED INSURANCE PROGRAM (SANDPIPA) JOINT POWERS AUTHORITY (JPA) EFFECTIVE JULY 1, 2016; AND AGREEING TO AMEND ARTICLES 25.A AND 25.B OF THE SANDPIPA JOINT POWERS AGREEMENT FOR THE PURPOSE OF WINDING DOWN AND DISSOLVING THE JPA. (Human Resources)

RECOMMENDATION: Adopt the Resolution consenting to the dissolution of the SANDPIPA JPA and the amendment of Articles 25.A and 25.B of the SANDPIPA Joint Powers Agreement.

TESTIMONY: None.

ACTION: Motion by Rios, seconded by Cano, to adopt the Resolution. Carried by unanimous vote.

DONATIONS RECEIVED (209-1-4)

24. Resolution No. 2015-62. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY ACCEPTING THE DONATION OF BUTTERFLY SCULPTURES FOR KIMBALL PARK, LAS PALMAS PARK, AND BUTTERFLY PARK VALUED AT \$20,000 FROM THE SAN DIEGO MUSEUM OF ART, CONSISTENT WITH CITY COUNCIL'S DONATION ACCEPTANCE POLICY NO. 204. (Community Services)

RECOMMENDATION: Accept the donation.

NON CONSENT RESOLUTIONS (cont.)

DONATIONS RECEIVED (209-1-4)

24. Resolution No. 2015-62 (continued).

TESTIMONY: Irma Esqueieles from the San Diego Museum of Art and Artist Roberto Salas, spoke in support of the proposal and responded to questions.

ACTION: Motion by Sotelo-Solis, seconded by Mendivil, to adopt the Resolution. Carried by unanimous vote.

COMMUNITY DEVELOPMENT COMMISSION –
HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY

NO AGENDA ITEMS

STAFF REPORTS

None.

MAYOR AND CITY COUNCIL

Member Mendivil praised the awesome event he attended in Chula Vista honoring 14 Fallen Heroes from the South Bay. Member Mendivil also proposed that we reach out and seek regional solutions to the homeless issue and take a field trip to visit the Dream Center Program facility in Los Angeles perhaps in July. Regarding Community Service Day, Councilmember Mendivil said that being part of the painting crew at Camacho Gym brought a lot of joy and that he wouldn't mind doing that sort of thing more often; if the staff still needs help, he is available.

Member Rios praised the Green Street Tour events and thanked all the staff who made it possible.

Vice Mayor Cano spoke about all the beautiful people who volunteered and worked on Community Service Day events and offered a special thanks to Neighborhood Services Staff. He also suggested that in the future we look into the possibility of a mural at Camacho Gym and the Casa reflecting the founding fathers. Vice Mayor Cano said, "you guys, who work in our City and come from outside. Once you get here, you use vehicles to do your job. I'm asking when you see something thrown on the floor, in alleys, graffiti, trash, please, please take the time and call it in. To me, it is an embarrassment that I have to do the calling. You guys are out there. Seriously, take time, call it in. Take pride that you work here. Take pride that this is your community as well."

MAYOR AND CITY COUNCIL (cont.)

Member Sotelo-Solis requested a hard copy of the Sage Project Report on breweries and asked that there be an item on the next agenda regarding City Council participation with working committees. Member Sotelo-Solis said, "I just want to make this comment. I will not sit here and let our staff be insulted by us, as Council people. We are citizens just like many staff people here who do call, who do care. We are here to be decision makers and to engage in our community. I want to say that I know that our staff cares about our community whether they live here or not. They make phone calls, they are out there doing the service. They are here going to church; they are here during prayer services. They are serving lunch to our seniors. They are engaged in our community and I want to say thank you; I appreciate the work that you have done and will continue to do as residents or commuters to the City. We are here on the dais casting votes to improve our community, but I will not sit here and allow people to sit on their soapbox and berate our staff. It needs to be said because there are a lot of assumptions and there are people in this room right now who live in National City and make calls and I want to say directly to staff who do that."

Vice Mayor Cano said that his comment was not to degrade anybody. It was just a suggestion that when people come in, to call problems in.

Mayor Morrison spoke of the very touching event he attended for Fallen Heroes from the South Bay. It was very patriotic and emotional for all in attendance. Mayor Morrison commented on the continuing improvements from Community Service Day and meeting with potential developers as part of the Green Street Tour events.

CLOSED SESSION REPORT

City Attorney Claudia Silva stated that Council met in Closed Session on five items. The first item was already posted on the public agenda and there is nothing further to report from the Closed Session. (See attached Exhibit 'L')

ADJOURNMENT

Motion by Sotelo-Solis, seconded by Rios, to adjourn the meeting to the next Adjourned Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City – Fiscal Year 2016 Budget Workshop to be held Tuesday, May 19, 2015 at 5:00 p.m. at the Council Chambers, National City, California. Carried by unanimous vote.

The next Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City to be held Tuesday, May 19, 2015 at 6:00 p.m. at the Council Chambers, National City, California.

The meeting closed at 8:02 p.m.



City Clerk

The foregoing minutes were approved at the Regular Meeting of June 2, 2015.



Mayor

2015 City Council Summer Legislative Recess

- July 07 City Council Meeting – Suspended
- July 21 City Council and Parking Authority Meeting – Suspended

EXHIBIT 'L'



AGENDA OF A SPECIAL MEETING

CITY COUNCIL OF THE CITY OF NATIONAL CITY

Main Conference Room
Civic Center
1243 National City Boulevard
National City, California

Special Meeting – Tuesday, May 5, 2015 – 5:00 p.m.

ROLL CALL

CLOSED SESSION

CITY COUNCIL

1. Conference with Legal Counsel – Threatened Litigation
Threat of Litigation Pursuant to Government Code Section 54956.9(d)(2)
One Potential Case: Diego Valley Charter, through their legal counsel, take issue with the CUP process and are asserting a violation of due process in regard to the pending CUP application.
2. Conference with Labor Negotiators – Government Code Section 54957.6
Agency Designated Representatives: Stacey Stevenson, Claudia Silva, Mark Roberts, and Tim Davis
Employee Organization: Police Officers' Association
3. Conference with Labor Negotiators – Government Code Section 54957.6
Agency Designated Representatives: Stacey Stevenson, Claudia Silva, Mark Roberts, and Tim Davis
Employee Organization: Fire Fighters' Association
4. Conference with Labor Negotiators – Government Code Section 54957.6
Agency Designated Representatives: Stacey Stevenson, Claudia Silva, Tim Davis, and Mark Roberts
Employee Organization: Municipal Employees' Association
5. Conference with Labor Negotiators – Government Code Section 54957.6
Agency Designated Representatives: Stacey Stevenson
Employee Organization: Confidential Group

ADJOURNMENT

Next Regular City Council and Successor Agency Meetings: Tuesday, May 5, 2015, 6:00 p.m., Council Chambers, Civic Center